



LAC  
Dkt. 71914/JPW/AG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Nalam Madhusudhana Rao and Priyamvada Acharya  
Serial No.: 10/768,951  
Filed : January 29, 2004  
For : Stable Gene Variants of Lipases

1185 Avenue of the Americas  
New York, New York 10036  
August 25, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

COMMUNICATION IN ACCORDANCE WITH 37 C.F.R. §1.28(c)

This Communication is submitted in accordance with 37 C.F.R. §1.28(c). According to 37 C.F.R. §1.28(c), if status as a small entity was established in good faith in a patent application, and it is later discovered that such status as a small entity was established in error, the error will be excused upon a submission notifying the U.S. Patent Office of the error and itemizing the deficiency payment, and the deficiency payment.

Accordingly, applicants hereby notify the U.S. Patent and Trademark Office that small entity status was established in good faith at the time of filing the subject application, and was later discovered to be in error. In accordance with 37 C.F.R. §1.28(c)(2), a check for the deficiency payment in the amount of \$673.00 is enclosed. In accordance with 37 C.F.R. §1.28(c)(2)(ii), an itemization of the amount of the deficiency payment follows:

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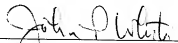
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Page 2

| <u>Fee</u>       | <u>Amount Paid</u> | <u>Current Fee</u> | <u>Difference</u> |
|------------------|--------------------|--------------------|-------------------|
| Basic Filing Fee | \$385.00           | \$770.00           | \$385.00          |
| Claim Fee for 32 |                    |                    |                   |
| Claims over 20   | \$288.00           | \$576.00           | <u>\$288.00</u>   |
|                  |                    | Total Amount Due   | \$673.00          |

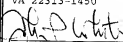
If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the \$673.00 deficiency payment, is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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|---|---------|
| I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 |         |
|    | 8/25/04 |
| John P. White<br>Reg. No. 28,678  | Date    |